

SB2900



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

SB2900

Introduced 2/4/2014, by Sen. Dan Duffy

SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-605.1

Amends the Illinois Vehicle Code. Requires construction or maintenance zone speed limit signs to be equipped with flashing yellow lights that are in operation while workers are present in the construction or maintenance zone. Provides that special speed limits for construction and maintenance zones shall only be in effect when workers are present and flashing yellow lights indicating the presence of workers are in operation.

LRB098 15080 MLW 50044 b

A BILL FOR

1 AN ACT concerning transportation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Vehicle Code is amended by changing
5 Section 11-605.1 as follows:

6 (625 ILCS 5/11-605.1)

7 Sec. 11-605.1. Special limit while traveling through a
8 highway construction or maintenance speed zone.

9 (a) A person may not operate a motor vehicle in a
10 construction or maintenance speed zone at a speed in excess of
11 the posted speed limit when workers are present and flashing
12 yellow lights are in operation.

13 (a-5) (Blank) ~~A person may not operate a motor vehicle in a~~
14 ~~construction or maintenance speed zone at a speed in excess of~~
15 ~~the posted speed limit when workers are not present.~~

16 (b) Nothing in this Chapter prohibits the use of electronic
17 speed-detecting devices within 500 feet of signs within a
18 construction or maintenance speed zone indicating the zone, as
19 defined in this Section, nor shall evidence obtained by use of
20 those devices be inadmissible in any prosecution for speeding,
21 provided the use of the device shall apply only to the
22 enforcement of the speed limit in the construction or
23 maintenance speed zone.

1 (c) As used in this Section, a "construction or maintenance
2 speed zone" is an area in which the Department, Toll Highway
3 Authority, or local agency has posted signage advising drivers
4 that a construction or maintenance speed zone is being
5 approached, or in which the Department, Authority, or local
6 agency has posted a lower speed limit with a highway
7 construction or maintenance speed zone special speed limit sign
8 after determining that the preexisting established speed limit
9 through a highway construction or maintenance project is
10 greater than is reasonable or safe with respect to the
11 conditions expected to exist in the construction or maintenance
12 speed zone.

13 If it is determined that the preexisting established speed
14 limit is safe with respect to the conditions expected to exist
15 in the construction or maintenance speed zone, additional speed
16 limit signs which conform to the requirements of this
17 subsection (c) shall be posted.

18 Highway construction or maintenance speed zone special
19 speed limit signs shall be of a design approved by the
20 Department. The signs must give proper due warning that a
21 construction or maintenance speed zone is being approached and
22 must indicate the maximum speed limit in effect. These signs
23 shall be affixed with flashing yellow lights that are in
24 operation while workers are present in the construction or
25 maintenance speed zone. The signs also must state the amount of
26 the minimum fine for a violation.

1 (d) A first violation of this Section is a petty offense
2 with a minimum fine of \$250. A second or subsequent violation
3 of this Section is a petty offense with a minimum fine of \$750.

4 (e) If a fine for a violation of this Section is \$250 or
5 greater, the person who violated this Section shall be charged
6 an additional \$125, which shall be deposited into the
7 Transportation Safety Highway Hire-back Fund in the State
8 treasury, unless (i) the violation occurred on a highway other
9 than an interstate highway and (ii) a county police officer
10 wrote the ticket for the violation, in which case the \$125
11 shall be deposited into that county's Transportation Safety
12 Highway Hire-back Fund. In the case of a second or subsequent
13 violation of this Section, if the fine is \$750 or greater, the
14 person who violated this Section shall be charged an additional
15 \$250, which shall be deposited into the Transportation Safety
16 Highway Hire-back Fund in the State treasury, unless (i) the
17 violation occurred on a highway other than an interstate
18 highway and (ii) a county police officer wrote the ticket for
19 the violation, in which case the \$250 shall be deposited into
20 that county's Transportation Safety Highway Hire-back Fund.

21 (e-5) The Department of State Police and the local county
22 police department have concurrent jurisdiction over any
23 violation of this Section that occurs on an interstate highway.

24 (f) The Transportation Safety Highway Hire-back Fund,
25 which was created by Public Act 92-619, shall continue to be a
26 special fund in the State treasury. Subject to appropriation by

1 the General Assembly and approval by the Secretary, the
2 Secretary of Transportation shall use all moneys in the
3 Transportation Safety Highway Hire-back Fund to hire off-duty
4 Department of State Police officers to monitor construction or
5 maintenance zones.

6 (f-5) Each county shall create a Transportation Safety
7 Highway Hire-back Fund. The county shall use all moneys in its
8 Transportation Safety Highway Hire-back Fund to hire off-duty
9 county police officers to monitor construction or maintenance
10 zones in that county on highways other than interstate
11 highways.

12 (g) For a second or subsequent violation of this Section
13 within 2 years of the date of the previous violation, the
14 Secretary of State shall suspend the driver's license of the
15 violator for a period of 90 days. This suspension shall only be
16 imposed if the current violation of this Section and at least
17 one prior violation of this Section occurred during a period
18 when workers were present in the construction or maintenance
19 zone.

20 (Source: P.A. 97-830, eff. 1-1-13; 98-337, eff. 1-1-14.)